

1 FINKELSTEIN & KRINSK LLP  
JEFFREY R. KRINSK (109234)  
2 jrk@classactionlaw.com  
MARK L. KNUTSON (131770)  
3 mlk@classactionlaw.com  
C. MICHAEL PLAVITT (217153)  
4 cmp@classactionlaw.com  
501 West Broadway, Suite 1250  
5 San Diego, CA 92101  
Telephone: 619/238-1333  
6 Facsimile: 619/238-5425

7 *Attorneys for Proposed*  
8 *Lead Plaintiff Keith Johnson*

9  
10 **UNITED STATES DISTRICT COURT**  
11 **CENTRAL DISTRICT OF CALIFORNIA**  
12 **SOUTHERN DIVISION**  
13

14 FRED JEAN,  
15 Plaintiff(s),  
16 vs.  
17 STEC, INC. ET AL,  
18 Defendant(s).

) Case No. 8:09-cv-01304-JVS-MLG  
) **NOTICE OF MOTION AND**  
) **MOTION OF KEITH JOHNSON**  
) **FOR APPOINTMENT AS LEAD**  
) **PLAINTIFF; APPROVAL OF LEAD**  
) **COUNSEL AND CONSOLIDATION**  
) **OF ACTIONS**

) Date: N/A  
) Time: N/A  
) Place: Courtroom 10-C  
) Before: The Honorable James V. Selna

1 PLEASE TAKE NOTICE that on a date and time as may be set by the  
2 Court, before the Honorable James V. Selna, at the United States District Court for  
3 the District of California, Southern Division, located at 411 West Fourth Street,  
4 Santa Ana, California 92701, Courtroom 10-C, Keith Johnson (the "Movant"), will  
5 respectfully move this Court, pursuant to Section 21D(a)(3)(B) of the Securities  
6 Exchange Act of 1934 (the "Exchange Act"), 15 U.S.C. § 78u-4(a)(3)(B), as  
7 amended by the Private Securities Litigation Reform Act of 1995 (the "PSLRA"),  
8 for entry of an Order (1) appointing Keith Johnson as Lead Plaintiff in the  
9 consolidated actions; (2) approving Movant's selection of Finkelstein & Krinsk  
10 LLP as Lead Counsel for the class; (3) consolidation of actions and (4) granting  
11 such other relief as the Court may deem just and proper. This Motion is supported  
12 by the accompanying Memorandum of Law and the Declaration of Jeffrey R.  
13 Krinsk filed herewith, the pleadings and other filings, and such other written and  
14 oral argument as may be permitted by the Court.<sup>1</sup>  
15  
16  
17  
18  
19  
20  
21  
22  
23

---

24  
25 <sup>1</sup> Given the inability to identify all lead plaintiff movants and the nature of these  
26 proceedings, compliance with L.R. 7-3 pre-motion meet and confer requirement is  
27 impracticable at the time of filing this motion. Once timely lead plaintiff motions have  
28 been filed pursuant to the PSLRA, the parties will be in a better position to evaluate  
and meaningfully discuss the substance and potential resolution of lead plaintiff  
motions.

1 Dated: January 5, 2010

FINKELSTEIN & KRINSK LLP

2  
3 /s/ Jeffrey R. Krinsk

4 FINKELSTEIN & KRINSK LLP  
5 JEFFREY R. KRINSK (109234)  
6 MARK L. KNUTSON (131770)  
7 C. MICHAEL PLAVI II (217153)  
8 501 West Broadway, Suite 1250  
9 San Diego, CA 92101  
10 Telephone: 619/238-1333  
11 619/238-5425 (fax)

12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
*Attorneys for Keith Johnson*